

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1065.

(Given pursuant to section 4 of the Food and Drugs Act.)

ADULTERATION OF TOMATO PASTE.

On April 17, 1911, the United States Attorney for the District of New Jersey, acting upon a report by the Secretary of Agriculture, filed an information in the District Court of the United States for said district against Pietro Roncoroni Co., a corporation, alleging the shipment by it, in violation of the Food and Drugs Act, on or about November 2, 1910, from the State of New Jersey into the State of New York of 150 packages of a product denominated "tomato paste." The label on these packages was as follows: "Tomato Paste Conserva Di Tomato Rossa. Guaranteed under the Food and Drugs Act, June 30, 1906. This article is guaranteed to be made from the best quality of red ripe tomatoes and to contain no artificial coloring. After many years of experimenting I have succeeded in making this brand the best on the market. Manufactured by Pietro Roncoroni Co. at Cannery Fogg & Hires. Pietro Roncoroni Co. of New York, N. Y."

Analysis of a sample of this product made by the Bureau of Chemistry, United States Department of Agriculture, showed it to contain yeasts and spores, 260 per one-sixtieth milligram, with numerous bacteria, estimated at 500,000,000 per gram, mold filaments being present in 72 per cent of the microscopic fields examined, and decayed tissue visible to the naked eye. Adulteration was alleged for the reason that the said product, as shown by the aforesaid analysis, consisted in whole or in part of a filthy, decomposed, and putrid vegetable substance.

On May 1, 1911, the defendant pleaded non vult and sentence was suspended by the court.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *August 15, 1911.*

